

Updated February 2022

TOWN OF BURNS HARBOR, INDIANA

TOWN CODE

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CHAPTER 13 – MISCELLANEOUS

ARTICLE I. CONSUMER FIREWORKS

SECTION 13-1-1:

- A. The terms “Consumer Fireworks” and “Firework” shall have the meaning set forth in I.C. 22-11-14-1 as the same may be amended from time to time. Two copies of I.C. 22-11-14-1 are on file in the office of the Burns Harbor Clerk Treasurer for inspection by the public.
- B. The use, ignition or discharge of consumer fireworks within the corporate limits of the Town of Burns Harbor shall be unlawful and in violation of this Article at any time with the exception of the following:
 - a. Within the hours of 5 p.m. and two hours after sunset on June 29, June 30, July 1, July 2, July 3, July 4, July 5, July 6, July 7, July 8 and July 9 in any year;
 - b. Between the hours of 10 a.m. and 12 midnight on July 4;
 - c. Between the hours of 10 a.m. on December 31 and 1 a.m. on January 1 in any given year.

SECTION 13-1-2:

- A. A first violation of this ordinance shall subject the offender to a One Hundred Dollar (\$100.00) fine before the Burns Harbor Violations Bureau or any court of competent jurisdiction.
- B. Any subsequent violations of this Ordinance shall subject the offender to a penalty equal to the maximum permitted for municipal ordinance violations by Indiana law.

SECTION 13-1-3:

- A. This Ordinance shall be in full force and effect from and after its passage, adoption and publication as required by law.

SECTION 13-1-4:

- A. Any ordinance of the Town of Burns Harbor containing terms which are in conflict with this Ordinance are hereby deemed repealed.

ARTICLE II. RECOVERY OF FIRE PROTECTION COSTS

SECTION 13–2–1: Ordinance Amendment

A new Article entitled "Recovery of Fire Protection Costs" shall be added to Chapter 13 of the Burns Harbor Town Code, which shall read as follows:

ARTICLE II. Recovery of Fire Protection Costs.

- A. Pursuant to Indiana Code 8-1-2-103(d), the costs for the production, storage, transmission, sale, delivery, or furnishing of water for public fire protection purposes ("fire protection costs") shall be included in the basic rates and charges of all customers of Indiana American Water Company, Inc., ("IAWC"), located within the Town of Burns Harbor in the manner and to the extent permitted by statute.
- B. Effective upon the date of this change in the manner of recovering fire protection costs, IAWC shall cease directly billing the Town of Burns Harbor for the fire protection costs other than charges for the construction cost for new hydrants installed on and after the date of the change, as provided in Indiana Code 8-1-2-103(d).
- C. Notwithstanding this change in the recovery of fire protection, the construction cost of any fire hydrants installed at the request of the Town of Burns Harbor shall continue to be paid for by or on behalf of the Town of Burns Harbor.

SECTION 13–2–2: Conflicting Ordinances

- A. Any Ordinance or provision of any Ordinance of the Town of Burns Harbor or the Municipal Code of the Town of Burns Harbor in conflict with the provisions of this Ordinance is hereby repealed.

SECTION 13–2–3: Severability

- A. The invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

SECTION 13–2–4: Effective Date

- A. This Ordinance shall be in full force and effect after its passage and approval by the Town Council of the Town of Burns Harbor and published as required by law.

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- B. The change in method of recovering fire protection costs described herein shall be effective upon the first day of the first month following approval by the Indiana Utility Regulatory Commission ("IURC") of a new schedule of rates implementing the change.
- C. IAWC shall file such revised rate schedules with the IURC within a reasonable time after being notified of the final passage of this Ordinance.

SECTION 13-2-5: Notice of Adoption

- A. Notice of the adoption of this ordinance and a copy of this ordinance shall be provided by the Clerk-Treasurer of the Town of Burns Harbor to IA WC.

ARTICLE III. AMBULANCE AND TRANSPORT USER FEES

SECTION 13-3-1

The Town of Burns Harbor establishes a Basic Life Support (BLS) user fee of \$800 for each transportation of any individual. Any treatment which is deemed “basic” by medical director protocols shall be classified as BLS.

SECTION 13-3-2

The Town of Burns Harbor establishes an Advanced Life Support (ALS 1) user fee of \$1,300 for each transportation of any individual. Any treatment involving the providing of intravenous fluid and/or the use of a heart monitor shall be classified as ALS 1.

SECTION 13-3-3

The Town of Burns Harbor establishes an Advanced Life Support (ALS 2) user fee of \$1,600 for each transportation of any individual. Any treatment involving advanced drugs, traumatic injury and/or a cardiac medical event shall be classified as ALS 2.

SECTION 13-3-4

The Town of Burns Harbor establishes an Advanced Life Support – Refusal (ALS Refusal) user fee of \$350 for any ALS 1 and/or ALS 2 treatment of an individual which does not involve transportation of the individual.

SECTION 13-3-5

In addition to the user fees established in the sections above, the Town of Burns Harbor establishes a mileage charge of \$14.00 per mile for each transportation of any individual

SECTION 13-3-6

The Town of Burns Harbor shall implement and/or revise a written financial management policy governing the billing and collection of ambulance and transport service user fees, effective from and after the passage of this ordinance. Said policy shall include provisions for hardship cases and write-offs. The policy shall be reviewed and may be revised by the Burns Harbor Town Council and shall be subject to and in compliance with all rules, regulations and limitations of federal and state law.

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SECTION 13-3-7

All prior ordinances of the Town of Burns Harbor regarding ambulance and transport user fees, including Ordinance 236-2010 and Ordinance 286-2018, are repealed and replaced by this ordinance.